

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Akihiko NISHIO, et al.

Application No.: New PCT National Stage Application

Filed: March 16, 2005

For: METHOD FOR CONTROLLING TRANSMIT POWER AND BASE
STATION APPARATUS

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

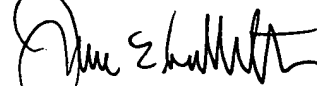
Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. Copies of the art cited in the International Search Report (ISR), which issued by the JPO, are made available to the U.S. examiner in the national stage application, pursuant to MPEP 1893.03(g), and therefore copies of such art are not submitted herewith. The art cited in the ISR is listed on the attached PTO-1449 for an indication of consideration by the examiner. Copies of any other references listed on the PTO-1449, besides those cited in the ISR, are submitted herewith. The 3GPP TS22.146 document is discussed in the present application at page 1, line 11 et seq. and 3GPP TS25.211 is discussed starting at page 2, line 20 et seq. through page 3, line 1 et seq. US '226 corresponds to JP '759 and US '877 corresponds to JP '097.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106.

Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,



James E. Ledbetter
Registration No. 28,732

Date: March 16, 2005

JEL/spp

ATTORNEY DOCKET NO. L9289.05105

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FORM PTO-1449 U.S. Department of Commerce
(Rev. 4/92) Patent and TrademarkINFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

L9289.05105

SERIAL NO.

New PCT Nat'l Stage
Application

10/528120

APPLICANT

Akihiko NISHIO, et al.

FILING DATE

March 16, 2005

GROUP

Unassigned

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER								DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
			6	7	2	8	2	2	6	04/2004	Naito			
	2001	0	0	4	6	8	7	7		11/2001	Ohkubo et al.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER								DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
														YES	NO
		2001	7	7	5	9				01/2001	JP				
	2002	1	9	8	9	0	3			07/2002	JP				
	2001	2	9	2	0	9	7			10/2001	JP				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

PCT International Search Report dated January 20, 2004.

3GPP TS25.211 V5.1.0 (2002-06), Release 5, pp. 28-30.

3GPP TS22.146 V6.0.0 (2002-06); 3rd Generation Partnership Project; Technical Specification
Group Services and System Aspects; Multimedia Broadcast/Multicast Service; Stage 1 (Release 6),
pp. 1-15.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered.
Include copy of this form with next communication to applicant.